

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF SOUTH CAROLINA  
BEAUFORT DIVISION

Shellie Lynne West Hodges as Personal	)	
Representative of the Estate of William	)	
Randolph West,	)	
	)	
and	)	
	)	
Gayla West, Individually, as Permissibly	)	
Joined Party,	)	
	)	
Plaintiff,	)	Case No. 9:19-cv-1055-RMG
	)	
v.	)	(Jury Trial Demanded)
	)	
Wal-Mart Stores, Inc., Wal-Mart Stores	)	
East, LP, and Wal-Mart Stores East, Inc.,	)	
	)	
Defendants.	)	

Supplement to Verified Petition for Settlement Approval

Pursuant to the Court's September 1, 2020 Order, Dkt. 58, the parties supplement the Verified Petition for Settlement Approval, Dkt. 56, as follows:

1. Regarding the amount of insurance available to pay damages of Defendants, under the terms of the applicable primary and umbrella liability insurance policies, Walmart, and not its insurance carrier, would be responsible for paying any judgment in this case up to \$15 million.
2. The statutory beneficiaries of William Randolph West under S.C. Code § 15-51-20 are Gayla Howell West, Shellie Lynne West Hodges, and Sherry Leigh West.
3. The devisees in Mr. William Randolph West's Will were only Shellie Lynne West Hodges and Sherry Leigh West.

4. Note that as part of a Settlement Agreement in the Probate Court for Beaufort County, Case No. 2018ES0701159, the following agreement was entered into:  
  
Gayla Howell West will receive 50% of any proceeds from the wrongful death claim and 20% of any proceeds from the survival action.
5. The creditors and the amounts of their claims as required under S.C. Code § 15-51-42(B) are listed below:
  - a. Palmetto State Bank filed claims against the Estate, amounts claimed are \$145,371.00, \$70,664.30, and \$16,535.04.
  - b. Prior to death, Mr. West received a letter from the Internal Revenue Service asserting a proposed amount due of \$235,233.49.
6. Note also there was a hospital bill from Doctors Hospital for \$17,573.99, but the Hospital never filed a claim against the Estate. The Estate and Counsel are unaware of any liens asserted by the Hospital.

Dated: September 4, 2020

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*Attorney for Plaintiff Gayla West*

**CERTIFICATE OF SERVICE**

This is to certify that a true and correct copy of the foregoing instrument has been served on the following counsel of record, this 4<sup>th</sup> day of September, 2020, as indicated below:

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